



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Mitchell E. Daniels, Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

March 15, 2010

VIA CERTIFIED MAIL

7000 0520 0023 5044 5294

Mr. John Petro
Warsaw Foundry Company
P.O. Box 227
Warsaw, Indiana 46581

Dear Mr. Petro:

Re: NPDES Permit No. ING250099
Warsaw Foundry Company
1212 N. Detroit Street
Warsaw, Indiana
Kosciusko County

On November 9, 2009 NPDES permit IN0063487 was issued to the above referenced site, with coverage effective December 1, 2009. This NPDES permit was written to cover all discharges from this site, including the once through non-contact cooling water that had previously been addressed with NPDES permit ING250099. Coverage under 327 IAC 15-8 for the above-referenced facility is therefore no longer necessary, and National Pollutant Discharge Elimination System Permit No. ING250099, issued on April 15, 2006, is hereby terminated effective immediately.

Any party adversely affected or aggrieved by this decision may appeal by filing a petition for administrative review with the Office of Environmental Adjudication (OEA) within eighteen (18) days after the date of mailing of this letter. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant, a person aggrieved or adversely affected by this voidance or otherwise entitled to review by law. Pursuant to IC 13-15-7-3, this decision shall remain in effect pending a decision on any appeal that has been timely requested under the provisions of IC 4-21.5. The address is:

Office of Environmental Adjudication
Indiana Government Center North
100 North Senate Avenue, Room 501
Indianapolis, IN 46204

Mr. John Petro

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You are reminded that any future discharge to waters of the state must be preceded by the submission of an NPDES application at least 180 days prior to the commencement of such discharge.

If you have any questions regarding this matter, please contact Ms. Sheri L. Jordan of my staff at 317/ 232-8703.

Sincerely,

A handwritten signature in black ink, appearing to read 'Paul Higginbotham', with a long horizontal flourish extending to the right.

Paul Higginbotham, Chief
Permits Branch
Office of Water Quality

Slj/

cc: Kosciusko County Health Department

STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

PUBLIC NOTICE NO. 2010 – 3D -GP

DATE OF NOTICE: March 15, 2010

The Office of Water Quality issues the following NPDES GENERAL PERMIT.

TERMINATION

WARSAW FOUNDRY COMPANY, Permit No. ING250099, KOSCIUSKO COUNTY, Warsaw, IN. This permit is being terminated because there is no longer a discharge. Permit Writer: Sheri Jordan at 317/232-8703.

PROCEDURES TO APPEAL

General Permit documents are available for inspection at IDEM, Office of Water Quality/Permit Section, IGCN, 100 N Senate Ave, Indianapolis, IN, Room 1203, from 9 - 4, Monday-Friday (copies 10¢ per page). The General Permit is also available at the local Health Department. Please tell others you think would be interested in this matter.

Appeal Procedure: Any person affected by the issuance of the Final Permit may appeal by filing a Petition for Administrative Review with the Office of Environmental Adjudication within eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

Timely filing: The Petition for Administrative Review must be received by the Office of Environmental Adjudication (OEA) within 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. This Petition for Administrative Review represents a request for an Adjudicatory Hearing, therefore must:

- state the name and address of the person making the request;
- identify the interest of the person making the request;
- identify any persons represented by the person making the request;
- state specifically the reasons for the request;
- state specifically the issues proposed for consideration at the hearing;
- identify the Final Permit Rule terms and conditions which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the Petition for Administrative Review desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a Petition for Stay must be included in the appeal request, identifying those parts to be stayed. Both Petitions shall be mailed or delivered to the address here:
Phone: 317/232-8591.

Environmental Law Judge
Office of Environmental Adjudication
IGC – North Building- Rm 501
100 N. Senate Avenue
Indianapolis IN 46204

Stay Time frame: If the Petition (s) is filed within eighteen (18) days of the mailing of this Public Notice, the effective date of any part of the permit, within the scope of the Petition for Stay is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

Hearing Notification: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the Petition for Administrative Review. Petition for Administrative Review must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the OEA at the phone listed above.



WARSAW FOUNDRY CO., INC.

Quality Gray & Ductile Iron Castings

NSF-ISR

QUALITY SYSTEM
REGISTERED TO
ISO 9001-2000

1212 N. Detroit St. • P.O. Box 227 • Warsaw, Indiana 46581 • Phone: (574) 267-8772 • Fax: (574) 269-6238
Email: warsawfoundryco@earthlink.net • Website: www.warsawfoundryco.com

Ms. Sheri Jordan
IDEM OWQ
Industrial NPDES Permits Section
100 N. Senate Ave.
Mail Code 65-42, IGCN 1255
Indianapolis, Indiana 46204-2251

2009 DEC 15 A 11: 26
IDEM
OFFICE OF
WATER QUALITY

RE: NPDES General Permit #: ING250099
Warsaw Foundry
1212 North Detroit Street
Warsaw, Indiana 46580

NOTICE OF TERMINATION

NPDES General Permit ING250099 for Discharges of Storm Water Associated With Industrial Activities is being superseded with NPDES Individual Permit IN0063487 for Storm Water and Non Contact Cooling Water Associated With Industrial Activities.

"Under penalty of law, I hereby certify that all storm water discharges associated with industrial activity from the identified facility that are authorized by a NPDES General Permit have been eliminated and redefined on NPDES Individual Permit IN0063487. I understand that by submitting this notice of termination, that I am no longer authorized to discharge storm water and non contact cooling water associated with industrial activity under the General Permit to the surface waters of the State of Indiana."

Signature of certifying official:

Name: John Petro Title: President Date: 12-9-09

Signature: _____

JORDAN, SHERI

From: Hess, Catherine
Sent: Wednesday, January 20, 2010 5:38 PM
To: McDaniel, Rose
Cc: DEMMINGS, HELEN; JORDAN, SHERI
Subject: RE: Terminations?

Rose, sorry, I missed Part II of your question. According to the last status report, Sheri hadn't started reviewing that termination request yet. Sheri -- you can go ahead and terminate it.

From: McDaniel, Rose
Sent: Wednesday, January 20, 2010 4:51 PM
To: Hess, Catherine
Cc: DEMMINGS, HELEN; JORDAN, SHERI
Subject: RE: Terminations?

Hello Catherine,

Thank you, I will terminate the first 3.

But I will wait on the last one until I hear something officially...

Rose M.

From: Hess, Catherine
Sent: Wednesday, January 20, 2010 4:48 PM
To: McDaniel, Rose
Cc: DEMMINGS, HELEN; JORDAN, SHERI
Subject: RE: Terminations?

Rose, I'm probably going to jinx something by saying this, but I haven't heard of ANY permit appeals for awhile. So, be my guest to proceed with the inactivations/terminations.

-- Catherine

From: McDaniel, Rose
Sent: Wednesday, January 20, 2010 4:46 PM
To: Hess, Catherine
Cc: DEMMINGS, HELEN; JORDAN, SHERI
Subject: Terminations?

2/15/2010